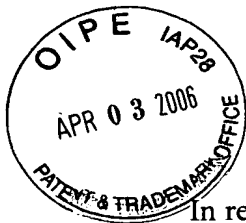


AT-3737/08



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of R. ABOVITZ, et al.) Examiner: W. JUNG
Serial No.: 09/978,599) Art Unit: 3737
Filed: October 16, 2001) Confirmation: 5128
For: **DIGITAL MINIMALLY INVASIVE SURGERY SYSTEM**)
Date of Last Office Action:)
December 30, 2005)
Attorney Docket No.:) Cleveland, OH 44114
MAKO 2 00014 US) March 30, 2006

NOTICE OF APPEAL

Mail Stop: AF
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The applicants hereby Appeal from the Final Rejection of December 30, 2005 rejecting claims 2-15, 17-32, and 34-39.

Payment of the Notice of Appeal fee in the amount of \$500.00 is authorized to be charged to a Credit Card. The applicants enclose an appropriate form PTO-2038 for this purpose.

Certificate of Mailing

I certify that this Notice of Appeal in connection with Ser. No. 09/978,599 is being
☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to:
Commissioner for Patents, Mail Stop: AF, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

	Signature <i>Hilary M. McNulty</i>
Date March 30, 2006	Printed Name HILARY M. MCNULTY

04/03/2006 HDESTA1 00000054 09978599

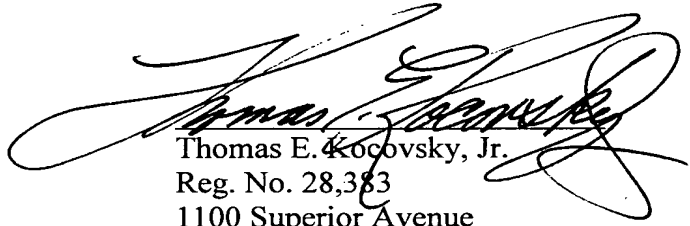
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500.00 OP

The Commissioner is hereby authorized to charge any Appeal fees or other fees which may be required, or to credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP



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